

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, February 9, 2016

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Monica Lewis, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, and Michael Xiong. Absent: Council Members Eric Larsen and Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 9, 2016:

- Approving Minutes of Regular Meeting of January 26, 2016.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage license to Cedarcreek Community Church, Rob Gerber, president, on March 11, 2016, at 3520 Eastwind Drive for a Cedarcreek Sportsman's Banquet.
- Granting Temporary Class B Fermented Malt Beverage and Temporary Class B Wine licenses to Sacred Heart of Jesus - St. Patrick Parish, Rev. George T. Thayilkuzhithottu for
 - St. Patrick's Day Celebration on March 13, 2016, at 322 Fulton Street.
 - A Taste of India event on February 21, 2016, at 322 Fulton Street.
- Granting a Class B Fermented Malt Beverage license to Hangar 54 Grill LLC., d/b/a Hangar 54 Grill, 3800 Starr Avenue, Ryan Anderson, agent.
- Granting a Class B Fermented Malt Beverage and a Class C Wine license to Geno's Slice N Ice Pizza Shack, LLC, d/b/a Geno's Pizza, 5110 Fairview Drive, Kevin Burzynski, agent.
- Granting a Combination Class A Intoxicating Liquor and Fermented Malt Beverage license to Gordy's Eau Claire Clairemont Foods, Inc., d/b/a Gordy's Market, 2165 N Clairemont Avenue, David Schafer, agent.
- Granting Change of Agent for the Combination Class A Intoxicating Liquor and Fermented Malt Beverage license of the following Kwik Trip, Inc. stores:
 - d/b/a Kwik Trip #459, 2232 Otter Road, from Jennifer J. Engaldo to Ricki L. Gudis.
 - d/b/a Kwik Trip #398, 2135 Brackett Avenue, from Ricki Gudis to John-Paul B. Galep.
 - d/b/a Kwik Trip #389, 108 W. Madison Street, from Sonja Nolan to Brandon B. Balts.
- Preliminary Resolution declaring the City's intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for February 22, 2016, on the following streets:
 - W. Fillmore Avenue, State Street to S. Lexington Boulevard (16-103)
 - W. Lexington Boulevard, W. Polk Avenue to W. Hamilton Avenue (16-105)
 - Melby Street, N. Hastings Way to 115TH Street (16-100)
 - Oxford Avenue, W. Grand Avenue to W. Madison Street (16-106)
 - Spruce Street, Oxford Avenue to Fifth Avenue (16-202)
 - Churchill Street, Summit Street to Birch Street (16-102).

- Authorizing Special Olympics Wisconsin to conduct the Polar Plunge on February 27-28, 2016 at Half Moon Lake.
- Exempting the City of Eau Claire from the Chippewa County Tax levy for Library purposes.
- Authorizing a request to the Wisconsin Department of Administration to remit the school tax, lottery and gaming and first dollar credits directly to the City.
- Approving the bid and proposal for Procurement No. 2016-12, Purchase of Twelve (12) Police Department Vehicles.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the consent resolution”. Said motion passed by unanimous vote.

PRESENTATION

Clear Vision Eau Claire was named a finalist for the 2015 Innovations in American Government Award from the John F. Kennedy School of Governance at Harvard University for their efforts to engage the community in discussions surrounding major fiscal and public-service decisions. Clear Vision has been involved with the establishment of a homeless shelter, community gardens, youth environmental action teams and the Confluence Project public-private joint venture. Representatives of Clear Vision presented the award to the City Council.

AGREEMENTS

The City Council considered a resolution approving an agreement with the Chippewa Valley Pickleball Club, for the construction of additional pickleball courts at McDonough Park. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City to enter into a Use Agreement with Distinguished Multiplying Buildings LLC for the parking lot that currently occupies the right-of-way of Menomonie Street immediately west of Tenth Avenue. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

PROPERTY TRANSACTIONS

The City Council considered a resolution authorizing a land exchange between the City and the property owner of 4701 Oakwood Hills Parkway to correct off-setting encroachments. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution declaring property at 617 South Barstow Street, known as the Seaver Street parking lot, as excess land and not required for a public use. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution”. Said motion passed by unanimous vote.

STREET IMPROVEMENT PROJECTS

The Council considered a Final Resolution approving the project and levying special assessments for street improvements on the following streets:

- Commonwealth Avenue, Golf Road to 1,400 feet east (16-300)
- Craig Road, W. MacArthur Avenue to International Drive (16-301)
- Craig Road, Clairemont Avenue to S.T.H. 37 (16-302)
- Damon Street, London Road to S.T.H. 93 (16-303)
- London Road, 346 feet south of Henry Avenue to Hamilton Avenue (16-304)
- Oakwood Mall Drive, Oakwood Hills Parkway to Mall Entrance (16-305)
- Stein Boulevard, W. Hamilton Avenue to Grover Road (16-306)
- Westover Road, State Street to Stein Boulevard (16-307).

Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to adopt the resolution”. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Klinkhammer “to amend said resolution to include bicycle lanes on Craig Road between W Hamilton Avenue and International Drive”. After Council discussion, the motion to amend was withdrawn. The Council then voted on the motion to adopt the resolution. Said motion passed by unanimous vote.

The City Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s.66.0907 on the following streets:

- Commonwealth Avenue, Golf Road to 1,400 feet east (16-300)
- Craig Road, W. MacArthur Avenue to International Drive (16-301)
- Craig Road, Clairemont Avenue to S.T.H. 37 (16-302)
- London Road, 346 feet south of Henry Avenue to Hamilton Avenue (16-304)
- Oakwood Mall Drive, Oakwood Hills Parkway to Mall Entrance (16-305)
- Stein Boulevard, W. Hamilton Avenue to Grover Road (16-306)
- Westover Road, State Street to Stein Boulevard (16-307).

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”.

The City Council considered a Final Resolution approving the project and levying special assessments for street and utility improvements on the following streets:

- Chapin Street, Emery Street to Altoona Avenue (16-101)
- Hogeboom Avenue, Margaret Street to Chapin Street (16-104)
- Shale Ledge Road, N. Hastings Way E. Frontage Road to Morningside Drive (16-109)
- Sixth Street, Vine Street to Maple Street (16-110)
- Vine Street, Third Street to Eighth Street (16-112).

Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Von Haden “to amend said resolution to defer construction of sidewalk on the west side of Chapin Street due to topographical restrictions”. Said motion to amend failed on the following vote: Aye: Council Members Emmanuelle, Mitchell and Tewalt. Nay: Council Members Kincaid, Klinkhammer, Lewis, Strobel, Von Haden and Xiong. The Council then voted on the original motion to adopt the resolution. Said resolution was adopted by unanimous vote.

The City Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s.66.0907 on the following streets:

- Chapin Street, Emery Street to Altoona Avenue (16-101)
- Hogeboom Avenue, Margaret Street to Chapin Street (16-104)
- Shale Ledge Road, N. Hastings Way E. Frontage Road to Morningside Drive (16-109)
- Sixth Street, Vine Street to Maple Street (16-110)
- Vine Street, Third Street to Eighth Street (16-112).

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution”. Said motion passed by unanimous vote.

ZONING

The City Council had first reading on an ordinance rezoning property at 1005 Oxford Avenue (First Lutheran Church) from RM to C-1P and to adopt the General Development Plan for the Boys and Girls Club as shown on Planning File Z-1576-16.

ADJOURNMENT

A motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “that this meeting does now adjourn.” Said motion passed without objection.

Adjournment: February 9, 2016

Time: 5:16 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk